

MARK E. FERRARIO, ESQ.
Nevada Bar No. 1625
KARA B. HENDRICKS, ESQ.
Nevada Bar No. 7743
WHITNEY L. WELCH-KIRMSE, ESQ.
Nevada Bar No. 12129
GREENBERG TRAURIG, LLP
3773 Howard Hughes Parkway, Suite 400 N
Las Vegas, NV 89169
Telephone: (702) 792-3773
Facsimile: (702) 792-9002
Email: ferrariom@gtlaw.com
hendricksk@gtlaw.com
welchkirmsew@gtlaw.com

*Attorneys for Defendants
Clark County School District and Shawn Paquette*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

BROOK M. HURD, GERALDINE C. HURD,
and M.H., a minor, by and through her guardian
ad litem, BROOK M. HURD; LUIS O.
VILLALOBOS; OLIVIA N. ESPINOZA;
L.M.V., a minor, by and through his guardian ad
litem, OLIVIA N. ESPINOZA; ZEKROLLAH
SANA EI, ELHAM EGH DAMIAN; and S.S., a
minor, by and through his guardian ad litem,
ZEKROLLAH SANA EI,

Plaintiffs,

vs.

CLARK COUNTY SCHOOL DISTRICT;
JAMES P. DORAN; and SHAWN PAQUETTE,

Defendants.

Case No. 2:16-cv-02011-GMN-PAL

**STIPULATION AND ORDER THAT
EXHIBITS 3-4 ATTACHED TO THE
DECLARATION OF PETER ALFERT IN
PLAINTIFFS' REPLY BRIEF (ECF NOS.
125-4 & 125-5) BE PROVISIONALLY
SEALED PENDING RESOLUTION OF
DEFENDANTS' MOTION TO
DETERMINE WHETHER THE
DOCUMENTS SHOULD BE SUBJECT
TO THE TERMS OF THE
CONFIDENTIALITY AGREEMENT**

Plaintiffs, by and through their undersigned counsel of record, and Defendant, Clark County
School District ("CCSD") (collectively, the "Parties"), by and through its undersigned counsel of
record, hereby stipulate and agree as follows:

1 WHEREAS on June 1, 2018, Plaintiffs filed their Reply Brief in Support of Motion to Compel
 2 Deposition of Defendant Clark County School District 30(b)(6) Re Plaintiffs' Category No. 53
 3 ("Reply") [ECF No. 125];

4 WHEREAS attached to the Reply was the Declaration of Peter Alfert ("Declaration"), which
 5 attached documents that CCSD marked as "confidential," including a summary of alleged incidents,
 6 investigations, and actions (attached to the Declaration as Exhibit 3) [ECF No. 125-4] and incident logs
 7 from CCSD's EMR department (attached to the Declaration as Exhibit 4) [ECF No. 125-5];

8 WHEREAS on June 13, 2018 the Court served the following minute order: "The Court will
 9 require the parties to confer and require Plaintiffs' Counsel to provide a redacted version of the
 10 Affidavit at issue that omits any information that would otherwise be protected by the Federal
 11 Employment Education Act, with the unredacted version to be filed under seal. The Court directs the
 12 parties to draft and file a Proposed Stipulation and Order" [ECF No. 126];

13 WHEREAS the Parties have conferred and agree the documents in question are not protected
 14 by the Federal Employment Education Act as such an act does not exist;

15 WHEREAS CCSD believes there are additional grounds for the documents to be designated
 16 confidential in their entirety and Plaintiffs disagree with the same;

17 WHEREAS on or before July 11, 2018, CCSD will file a motion pursuant to the Stipulated
 18 Confidentiality Agreement and Protective Order ("Confidentiality Agreement") [ECF No. 35],
 19 requesting the Court to determine if the information should be subject to the terms of the Confidentiality
 20 Agreement;

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1 THEREFORE, the Parties respectfully request that the Court provisionally seal ECF No. 125-
2 4 and ECF No. 125-5 until the process set forth in the Confidentiality Agreement to resolve a dispute
3 regarding confidential documents runs its course.

4 DATED this 3rd day of July, 2018.

DATED this 3rd day of July, 2018.

5 GREENBERG TRAURIG, LLP

LAW OFFICES OF PETER ALFERT, PC

6 /s/ Kara B. Hendricks

/s/ Ian A. Hansen

7 MARK E. FERRARIO, ESQ.

PETER W. ALFERT, ESQ.

Nevada Bar No. 1625

Admitted Pro Hac Vice

8 KARA B. HENDRICKS, ESQ.

IAN A. HANSEN, ESQ.

Nevada Bar No. 7743

Admitted Pro Hac Vice

9 WHITNEY L. WELCH-KIRMSE, ESQ.

909 Marina Village Parkway, #199

Nevada Bar No. 12129

Alameda, CA 94501

10 3773 Howard Hughes Parkway, Suite 400 N

11 Las Vegas, NV 89169

MARIANNE C. LANUTI, ESQ.

Nevada Bar No. 7784

12 *Attorneys for Defendants*

LAW OFFICES OF MARIANNE C. LANUTI

13 *Clark County School District and*

194 Inveraray Court

Shawn Paquette

Henderson, NV 89074

14 TODD BOLEY, ESQ.

Admitted Pro Hac Vice

15 LAW OFFICES OF TODD BOLEY

2831 Mariner Square Drive, Suite 280

16 Alameda, CA 94501

17 *Attorneys for Plaintiffs*

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20 **IT IS SO ORDERED:**

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22 UNITED STATES DISTRICT JUDGE /
23 UNITED STATES MAGISTRATE JUDGE

24 **DATED:** July 6, 2018
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CERTIFICATE OF SERVICE

I hereby certify that on the 3rd day of July, 2018, a true and correct copy of the foregoing
**STIPULATION AND ORDER THAT EXHIBITS 3-4 ATTACHED TO THE DECLARATION
OF PETER ALFERT IN PLAINTIFFS' REPLY BRIEF (ECF NOS. 125-4 & 125-5) BE
PROVISIONALLY SEALED PENDING RESOLUTION OF DEFENDANTS' MOTION TO
DETERMINE WHETHER THE DOCUMENTS SHOULD BE SUBJECT TO THE TERMS OF
THE CONFIDENTIALITY AGREEMENT** was filed electronically via the Court's CM/ECF
system. Notice of filing will be served on all parties by operation of the Court's CM/ECF system, and
parties may access this filing through the Court's CM/ECF system.

/s/ Shayna Noyce

An employee of Greenberg Traurig, LLP